

EXHIBIT 9

**U.S. District Court
District of New Jersey [LIVE] (Trenton)
CIVIL DOCKET FOR CASE #: 3:03-cv-03230-SRC-JJH**

INTERNATIONAL UNION v.
ASTRAZENECA PLC, et al
Assigned to: Judge Stanley R. Chesler
Referred to: Magistrate Judge John J. Hughes
Demand: \$0
Cause: 28:1132 E.R.I.S.A.

Date Filed: 07/03/2003
Jury Demand: Plaintiff
Nature of Suit: 791 Labor:
E.R.I.S.A.
Jurisdiction: Federal Question

Plaintiff

**INTERNATIONAL UNION
OF OPERATING
ENGINEERS, LOCAL NO.
68 WELFARE FUND**

represented by **DONALD E. PCHAVILAND,
JR.**
KLINE & SPECTER,
1800 CHAPEL AVENUE
SUITE 302
CHERRY HILL, NJ 08002
(856) 424-9162
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

ASTRAZENECA PLC

Defendant

**ASTRAZENECA
PHARMACEUTICALS LP**

represented by **DAVID J. COONER**
MCCARTER & ENGLISH,
LLP
FOUR GATEWAY CENTER
100 MULBERRY STREET
NEWARK, NJ 07101
(973) 622-4444
Email: dcooner@mccarter.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

ASTRAZENECA LP

Defendant

ZENECA, INC.

Defendant

**TAP PHARMACEUTICAL
PRODUCTS, INC.**

Defendant

ABBOTT LABORATORIES

Defendant

**TAKEDA CHEMICAL
INDUSTRIES, LTD.**

Defendant

BAYER AG

Defendant

BAYER CORPORATION

Defendant

**MILES LABORATORIES,
INC.**

Defendant

CUTTER LABORATORIES

Defendant

GLAXOSMITHKLINE, PLC

Defendant

**SMITHKLINE BEECHAM
CORPORATION**

Defendant

GLAXO WELLCOME, INC.

Defendant

**PHARMACIA
CORPORATION**

Defendant

PHARMACIA & UPJOHN

Defendant

MONSANTO COMPANY

Defendant

G.D. SEARLE COMPANY

Defendant

**SANOFI-SYNTHELABO,
INC.**

Defendant

JOHNSON & JOHNSON

Defendant

ALZA CORPORATION

Defendant

CENTOCOR, INC.

Defendant

ORTHO BIOTECH, INC.

Defendant

**ALPHA THERAPEUTIC
CORPORATION**

Defendant

HOFFMAN LA-ROCHE INC

Defendant

AMGEN, INC.

Defendant

**IMMUNEX
CORPORATION**

Defendant

**AVENTIS
PHARMACEUTICALS, INC.**

Defendant

AVENTIS BEHRING LLC

Defendant

**HOECHST MARION
ROUSSEL, INC.**

Defendant

CENTEON, LLC

Defendant

**ARMOUR
PHARMACEUTICALS**

Defendant

**BAXTER
INTERNATIONAL, INC.**

Defendant

**BAXTER HEALTHCARE
CORPORATION**

Defendant

IMMUNO-US, INC.

Defendant

**BOEHRINGER
INGELHEIM CORP.**

represented by **WILLIAM LOUIS
HURLOCK**
BOIES SCHILLER &
FLEXNER
150 JOHN F. KENNEDY
PARKWAY
4TH FLOOR
SHORT HILLS, NJ 07078
973-218-0123
Email: whurlock@bsflp.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**BEN VENUE
LABORATORIES, INC.**

represented by **WILLIAM LOUIS
HURLOCK**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**BEDFORD
LABORATORIES**

represented by **WILLIAM LOUIS
HURLOCK**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

ROXANE LABORATORIES

represented by **WILLIAM LOUIS
HURLOCK**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**BRISTOL-MYERS SQUIBB
COMPANY**

Defendant

**ONCOLOGY
THERAPEUTICS
NETWORK
CORPORATION**

Defendant

APOTHECON, INC.

Defendant

DEY, INC.

Defendant

**FUJISAWA
PHARMACEUTICAL, CO.,
LTD**

Defendant

**FUJISAWA HEALTHCARE,
INC.**

Defendant

FUJISAWA USA, INC.

Defendant

**NOVARTIS
INTERNATIONAL AG**

Defendant

**NOVARTIS
PHARMACEUTICALS
CORPORATION**

Defendant

**SANDOZ
PHARMACEUTICAL
CORPORATION**

Defendant

**SCHERING-PLOUGH
CORPORATION**

Defendant

**WARRICK
PHARMACEUTICALS
CORPORATION**

Defendant

SICOR, INC.

Defendant

**GENSIA SICOR
PHARMACEUTICALS, INC.**

Defendant

WYETH

Defendant

**WYETH
PHARMACEUTICALS**

Defendant

**SAAD ANTOUN
*M.D.***

represented by **CINDY DUNLAP HINKLE**
DUANE MORRIS LLP
51 HADDONFIELD ROAD
SUITE 340
CHERRY HILL, NJ 08002-
4810
(856) 488-7300
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**STANLEY C. HOPKINS
*M.D.***

Defendant**ROBERT A. BERKMAN***M.D.***Defendant****DOES**

1-50; ABC CORPORATION 1-50; AND XYZ PARTNERSHIPS; AND ASSOCIATIONS 1-50

Date Filed	#	Docket Text
07/03/2003	1	NOTICE OF REMOVAL from Monmouth County Superior Court with the following State Court proceedings annexed; A)summons B)complaint C)OTSC by ASTRAZENECA PHARM (FILING FEE \$ 150.00 RECEIPT # 316861) (ck) (Entered: 07/10/2003)
07/03/2003	1	COMPLAINT as filed in Monmouth County Superior Court on 6/30/03; docket #03-193-C; jury demand (ck) (Entered: 07/10/2003)
07/03/2003	2	CERTIFICATE OF SERVICE by ASTRAZENECA PHARM supporting [1-1] removal notice (ck) (Entered: 07/10/2003)
07/08/2003		SUMMONS issued for all named dfts. (20 days) (Mailed to Counsel) (issued in Newark per request of pltf. counsel) (ck) (Entered: 07/10/2003)
07/08/2003	5	Notice of MOTION to stay all proceedings pending decision by judicial panel on multidistrict litigation by ASTRAZENECA PHARM, Motion set for 10:00 7/21/03 on [5-1] motion . (Brief/PO Subm) (Per Chambers) (ck) (Entered: 07/10/2003)
07/08/2003	6	CERTIFICATE OF SERVICE by ASTRAZENECA PHARM supporting [5-1] motion to stay (ck) (Entered: 07/10/2003)
07/08/2003	7	CERTIFICATION of DAVID J. COONER on behalf of ASTRAZENECA PHARM supporting [5-1] motion to stay (ck) (Entered: 07/10/2003)
07/09/2003	8	Notice of MOTION to remand back to Monmouth County

		Superior Court , for expedited hearing , & for show cause hearing on temporary restraining order by INTERNATIONAL UNION, Motion set for 10:00 7/21/03 on [8-1] [8-2] & [8-3] motion . (Brief/PO Subm) (Per Chambers) (ck) Modified on 07/11/2003 (Entered: 07/11/2003)
07/09/2003	9	AFFIDAVIT of DONALD E. HAVILAND, JR. on behalf of pltf. supporting [8-1] [8-2] & [8-3] motions. (ck) (Entered: 07/11/2003)
07/10/2003	3	NOTICE of Allocation and Assignment filed. (TRENTON - Judge STANLEY R. CHESLER - Magistrate Judge JOHN J. HUGHES) (NM) (ck) Modified on 07/10/2003 (Entered: 07/10/2003)
07/10/2003	4	ORDER, setting scheduling conference for 10:00 8/14/03 (signed by Mag. Judge John J. Hughes) (NM) (ck) Modified on 07/10/2003 (Entered: 07/10/2003)
07/15/2003	10	DECLARATION of MARIELENA PIRIZ on behalf of ASTRAZENECA PHARM in opposition to [8-1] motion to remand back to Monmouth County Superior Court (DS) (Entered: 07/18/2003)
07/15/2003	11	CERTIFICATE OF SERVICE by ASTRAZENECA PHARM of [10-1] declaration (DS) (Entered: 07/18/2003)
07/16/2003	22	LETTER By ROBERT A. BERKMAN'S attorney in opposition to [1-1] notice of removal (ij) (Entered: 07/28/2003)
07/17/2003	18	Notice of MOTION for MICHAEL M. MUSTOKOFF to appear pro hac vice by dft. SAAD ANTOUN [18-1] motion referred to Mag. Judge John J. Hughes, Motion set for 10:00 9/2/03 on [18-1] motion . (ss) (Entered: 07/23/2003)
07/17/2003	19	DEFICIENT MOTION filed by dft. SAAD ANTOUN to quash subpoena ad testificandum and duces tecum. (No brief or service) (ss) (Entered: 07/23/2003)
07/18/2003	12	SECOND DECLARATION of DAVID J. COONER on behalf of ASTRAZENECA PHARM in support of [5-1] motion to stay all proceedings pending decision by judicial panel on multidistrict litigation. (DS) (Entered: 07/21/2003)
07/18/2003	13	CERTIFICATE OF SERVICE by ASTRAZENECA PHARM of [12-1] declaration (DS) (Entered: 07/21/2003)
07/18/2003	14	Notice of MOTION for D. SCOTT WISE, KIMBERLEY D. HARRIS & ERIC D. GILL, Esqs., to appear pro hac vice by

		ASTRAZENECA PHARM; [14-1] Motion set for 7/21/03 on [14-1] motion . (Brief/PO Subm) (DS) Modified on 07/28/2003 (Entered: 07/21/2003)
07/18/2003	15	CERTIFICATION of DAVID J. COONER, ESQ., on behalf of ASTRAZENECA PHARM in support of [14-1] motion for D. SCOTT WISE, KIMBERLEY D. HARRIS & ERIC D. GILL, Esqs., to appear pro vice by ASTRAZENECA PHARM. (DS) (Entered: 07/21/2003)
07/18/2003	16	CERTIFICATE OF SERVICE by ASTRAZENECA PHARM of [14-1] motion for D. SCOTT WISE, KIMBERLEY D. HARRIS & ERIC D. GILL, Esqs., to appear pro hac vice by ASTRAZENECA PHARM. (DS) (Entered: 07/21/2003)
07/18/2003	17	NOTICE of JOINDER in support of [8-1] motion to remand by SAAD ANTOUN. (DS) (Entered: 07/21/2003)
07/23/2003	20	Minute entry: Proceedings recorded by Ct-Reporter: KASHMER; Minutes of: 7/21/03; The following actions were taken, denying [8-1] motion to remand back to Monmouth County Superior Court; denying [8-2] motion for expedited hearing; denying [8-3] motion for show cause hearing on temporary restraining order By Judge Stanley R. Chesler (ss) (Entered: 07/23/2003)
07/23/2003	21	Minute entry: Proceedings recorded by Ct-Reporter: KASHMER; Minutes of: 7/21/03; The following actions were taken, granting [5-1] motion to stay all proceedings pending decision by judicial panel on multidistrict litigation By Judge Stanley R. Chesler (ss) (Entered: 07/23/2003)
07/28/2003		Motion(s) no longer referred: [14-1] motion for D. SCOTT WISE, KIMBERLEY D. HARRIS & ERIC D. GILL, Esqs., to appear pro hac vice by ASTRAZENECA PHARM; (dg) (Entered: 07/28/2003)
07/28/2003	26	CERTIFICATE OF SERVICE by STANLEY C. HOPKINS of [1-1] complaint (DS) (Entered: 07/30/2003)
07/29/2003	33	Notice of MOTION to quash subpoena ad testificandum and duces tecum by dft. SAAD ANTOUN , Motion set for 10:00 9/2/03 on [33-1] motion . (Brief/PO Subm) (ss) (Entered: 08/11/2003)
07/30/2003	23	Minute entry: Proceedings not recorded; Minutes of: 7/28/03; The following actions were taken, granting [14-1] motion for D. SCOTT WISE, KIMBERLEY D. HARRIS & ERIC D. GILL, Esqs., to appear pro hac vice by

		ASTRAZENECA PHARM; By Judge Stanley R. Chesler (ss) (Entered: 07/30/2003)
07/30/2003	24	ORDER granting [14-1] motion for D. SCOTT WISE, KIMBERLEY D. HARRIS & ERIC D. GILL, Esqs., to appear pro hac vice by ASTRAZENECA PHARM. (signed by Judge Stanley R. Chesler) (NM) (ij) (Entered: 07/30/2003)
07/30/2003	25	ORDER granting in part [5-1] motion to stay all proceedings pending decision by judicial panel on multidistrict litigation & setting briefing schedule. (signed by Judge Stanley R. Chesler) (NM) (ij) (Entered: 07/30/2003)
07/30/2003	28	TRANSCRIPT of Proceedings taken on 7/21/03 (ss) (Entered: 08/04/2003)
08/01/2003	31	Notice of MOTION for JACK E. FERNANDEZ to appear pro hac vice for dft. STANLEY C. HOPKINS [31-1] motion referred to Mag. Judge John J. Hughes, Motion set for 10:00 9/2/03 on [31-1] motion . (ss) (Entered: 08/11/2003)
08/04/2003	27	Minute entry: Proceedings not recorded; Minutes of: 7/21/03; The following actions were taken, granting [14-1] motion for D. SCOTT WISE, KIMBERLEY D. HARRIS & ERIC D. GILL, Esqs., to appear pro hac vice by ASTRAZENECA PHARM; By Judge Stanley R. Chesler (ss) (Entered: 08/04/2003)
08/04/2003	29	DECLARATION of STUART FULLERTON, ESQ. on behalf of dft. ASTRAZENECA PHARM opposing [8-1] motion to remand back to Monmouth County Superior Court, [8-2] motion for expedited hearing, [8-3] motion for show cause hearing on temporary restraining order (ss) (Entered: 08/04/2003)
08/04/2003	30	CERTIFICATE OF SERVICE by ASTRAZENECA PHARM of [29-1] declaration (ss) (Entered: 08/04/2003)
08/04/2003	32	Notice of MOTION to remand action to state court by dft. STANLEY C. HOPKINS , Motion set for 10:00 9/2/03 on [32-1] motion . (PO Subm) (ss) (Entered: 08/28/2003)
08/12/2003	34	CERTIFICATION of DONALD E. HAVILAND, JR., ESQ. on behalf of INTERNATIONAL UNION supporting [8-1] motion to remand back to Monmouth County Superior Court, [8-2] motion for expedited hearing, [8-3] motion for show cause hearing on temporary restraining order (ss) (Entered: 08/12/2003)

09/02/2003	36	Minute entry: Proceeding NOT recorded; Minutes of 9/2/03; This action taken: granting [18-1] motion for MICHAEL M. MUSTOKOFF to appear pro hac vice for dft. SAAD ANTOUN. (By Mag. Judge John J. Hughes) (ms) (Entered: 09/05/2003)
09/02/2003	37	Minute entry: Proceeding NOT recorded; Minutes of 9/2/03; This action GRANTED: [31-1] motion for JACK E. FERNANDEZ to appear pro hac vice for deft, HOPKINS. (By Mag. Judge John J. Hughes) (ms) (Entered: 09/05/2003)
09/03/2003	35	ORDER granting [18-1] motion for MICHAEL M. MUSTOKOFF to appear pro hac vice by dft. SAAD ANTOUN (signed by Mag. Judge John J. Hughes) (NM) (ss) (Entered: 09/03/2003)
09/11/2003	38	DEFICIENT MOTION filed by dft. STANLEY C. HOPKINS for extention of time to answer complaint . (no brief or stmt) (ss) (Entered: 09/15/2003)
09/15/2003	39	CERTIFICATION of Donald E. Haviland, Jr., Esq. on behalf of pltf INTERNATIONAL UNION in support of: pltf order to show cause (DH) (Entered: 09/16/2003)
09/18/2003	40	ORDER granting [31-1] motion for JACK E. FERNANDEZ to appear pro hac vice for dft. STANLEY C. HOPKINS (signed by Mag. Judge John J. Hughes) (NM) (dg) (Entered: 09/18/2003)
09/18/2003	41	Notice of MOTION to extend answer time for STANLEY C. HOPKINS . [41-1] motion referred to Mag. Judge John J. Hughes, Motion set for 10/6/03 on [41-1] motion . (PO) (ms) (Entered: 09/19/2003)
09/29/2003	42	ORDER granting [41-1] motion to extend answer time for STANLEY C. HOPKINS to 10/30/03. (signed by Mag. Judge John J. Hughes) (NM) (SA) (Entered: 09/29/2003)
10/10/2003	43	ORDER denying [8-3] motion for show cause hearing on temporary restraining order by pltf., and staying all proceedings (signed by Judge Stanley R. Chesler) (NM) (ss) (Entered: 10/14/2003)
10/15/2003	44	TRANSCRIPT of Proceedings taken on 9/15/03 filed 10/7/03. (ms) (Entered: 10/15/2003)
10/15/2003	45	Minutes of 10/6/03 filed 10/6/03: Proceeding NOT recorded; This action taken: granting [41-1] motion to extend answer time for STANLEY C. HOPKINS. (By Mag. Judge John J. Hughes) (ms) (Entered: 10/15/2003)

10/16/2003	46	NOTICE of attorney appearance for BOEHRINGER INGELHEIM, BEN VENUE LAB, BEDFORD LABORATORIES, ROXANE LABORATORIES by WILLIAM LOUIS HURLOCK. (SA) (Entered: 10/16/2003)
10/27/2003	47	Notice of MOTION for PAUL J. COVAL, DOUGLAS L. ROGERS, DARRELL A.H. MILLER, ESQS. to appear pro hac vice on behalf of dfts. BOEHRINGER, BEN VENUE, BEDFORD LABS and ROXANE LABS. [47-1] motion referred to Mag. Judge John J. Hughes, Motion set for 10:00 12/1/03 on [47-1] motion . (PO Subm) (ss) (Entered: 10/31/2003)
11/07/2003	48	APPLICATION and CLERK'S ORDER, appointing special process server for pltf (NM) (ss) Modified on 11/18/2003 (Entered: 11/18/2003)
11/19/2003	49	Notice of MOTION for reconsideration of [43-1] order by pltf. Motion set for 12/15/03 on [49-1] motion (Brief/PO) (ms) (Entered: 11/24/2003)
12/01/2003	50	ORDER granting [47-1] motion for PAUL J. COVAL, DOUGLAS L. ROGERS, DARRELL A.H. MILLER, ESQS. to appear pro hac vice on behalf of dfts. BOEHRINGER, BEN VENUE, BEDFORD LABS and ROXANE LABS. (signed by Mag. Judge John J. Hughes) (NM) (ss) (Entered: 12/01/2003)
12/02/2003	51	ORDER granting [47-1] motion for PAUL J. COVAL, DOUGLAS L. ROGERS, DARRELL A.H. MILLER, ESQS. to appear pro hac vice on behalf of dfts. BOEHRINGER, BEN VENUE, BEDFORD LABS and ROXANE LABS. (signed by Mag. Judge John J. Hughes) (NM) (ss) (Entered: 12/02/2003)
12/02/2003	52	ORDER granting [47-1] motion for PAUL J. COVAL, DOUGLAS L. ROGERS, DARRELL A.H. MILLER, ESQS. to appear pro hac vice on behalf of dfts. BOEHRINGER, BEN VENUE, BEDFORD LABS and ROXANE LABS. (signed by Magistrate Judge Tonianne J. Bongiovanni) (NM) (ss) (Entered: 12/02/2003)
12/11/2003	53	Minute entry: Proceedings not recorded; Minutes of: 12/1/03; The following actions were taken, granting [47-1] motion for PAUL J. COVAL, DOUGLAS L. ROGERS, DARRELL A.H. MILLER, ESQS. to appear pro hac vice on behalf of dfts. BOEHRINGER, BEN VENUE, BEDFORD LABS and ROXANE LABS., By Mag. Judge John J. Hughes (ss) (Entered: 12/11/2003)

07/06/2004	<u>54</u>	CERTIFIED COPY of Order transferring case to USDC for the District of Massachusetts as ordered by the Judicial Panel MDL1456. (lk,) (Entered: 07/06/2004)
07/06/2004		***Civil Case Terminated. (lk,) (Entered: 07/06/2004)
07/06/2004	<u>55</u>	Letter from Clerk re: transferring action to Dist. of Mass. MDL 1456. (lk,) (Entered: 07/06/2004)
08/17/2004	<u>56</u>	Remark: Letter Acknowledging receipt of transfer of probation by USDC, Boston, MA. (lk,) (Entered: 08/19/2004)